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17157 U.S. PTO

021104

Express Mail Label No. EV 382 941 482 US

PATENT APPLICATION  
Docket No: 15463.1.3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:  
Examiner: Sherman D. Basinger  
Art Unit: 3617

Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL FOR CONTINUATION PATENT APPLICATION

Sir:

This is a request for filing a continuation application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 10/452,397, filed on June 2, 2003, of Dennis L. Broderick and LaVon F. Broderick for FLOATING PLAYGROUND (hereinafter "the Parent Application").

- A. Enclosed Application Elements and Accompanying Parts
- X A specification, claims, abstract, and cover page in total comprising twenty-seven (27) pages.
- X Ten (10) sheets of drawings.
- X A copy of the Combined Declaration and Power of Attorney as filed in the Parent Application and currently in effect.
- A Request for Nonpublicaiton of Application.
- Entitlement to small entity status under 37 C.F.R. §§ 1.9 and 1.27.
- A Declaration Claiming Small Entity Status is enclosed.
- A Declaration Claiming Small Entity Status was filed in the Parent Application and such status is still proper and desired.
- X The present application claims entitlement to Small Entity Status under 37 CFR §§ 1.9 and 1.27

- ☒ A Certificate of Mailing by "Express Mail" certifying a filing date for the enclosed application by use of Express Mail Label No. EV 382 941 482 US.
- ☐ A Preliminary Amendment.
- ☐ An Associate Power of Attorney.
- ☒ To facilitate timely filing of the enclosed continuation application, enclosed is a petition of a three (3) month extension of time to file a response to the outstanding Office Action in the parent application.

B. Instructions and Averments

- ☒ Priority to United States Patent Application Serial No. 10/452,397 filed on June 2, 2003, which is a continuation of Patent Application Serial No. 10/265,821, filed October 7, 2002, which is a continuation of Patent Application Serial No. 09/879,852, filed June 11, 2001, is claimed under 35 U.S.C. § 120.
- ☐ Priority to \_\_\_\_\_ (country) Application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ is claimed under 35 U.S.C. § 119.
- ☐ A certified copy of the above priority application is filed in prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
- ☒ The Parent Application is assigned of record to Nauticblue Corp. as recorded at reel 013390, frames 0045.

C. Payments

The filing fee has been calculated as shown below.

			SMALL ENTITY		LARGE ENTITY	
FOR	NO. FILED	NO. EXTRA	RATE	FEE	RATE	FEE
BASIC FEE				\$385		\$
TOT. CLAIMS	18-20=	0	X 9=	0	X 18=	
IND. CLAIMS	5-3=	2	X 43	86	X 84=	
MULTIPLE DEPENDENT CLAIM			+145=		+280=	
			<b>TOTAL</b>	471	<b>TOTAL</b>	

- ☒ Form PTO-2038 submitting Credit Card Payment in the amount of \$946.00 covering the following fees:
- ☒ the \$471.00 filing fee; and
- ☒ The \$475.00 extension of time fee.

\_\_\_ Please debit Deposit Account No. 23-3178 in the amount of \$\_\_\_ for the government filing fee.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any additional filing fees required under 37 C.F.R. § 1.16.

X Any patent application processing fees under 37 C.F.R. § 1.17.

X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

X Any patent application processing fees under 37 C.F.R. § 1.17.

\_\_\_ The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).

X A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 11<sup>th</sup> day of February 2004.

Respectfully submitted,



DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913

PATENT APPLICATION

Docket No. 15463.1.3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

"Express Mail" Mailing Label No.: EV 382 941 482 US

Date of Deposit: February 11, 2004

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below in an envelope addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- Transmittal Letter (3 pages) (in duplicate)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$946
- Copy of Combined Declaration and Power of Attorney (5 pages)
- Petition for an Extension of Time (2 pages) (in duplicate)
- Continuation Patent Application in the names of Dennis L. Broderick and LaVon F. Broderick for FLOATING PLAYGROUND (27 pages)
- Drawings (10 sheets)
- Postcard

Dated this 11<sup>th</sup> day of February 2004.

Respectfully submitted,



DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913